IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
WRIT PETITION No. 7174 of 2004

HARESH RANCHHODDAS KOTAK . ... Petitioner
V/S
THE STATE OF MAHARASHTRA & ORS. . .. Respondents

Mr. P. M. Pradhan for petitioner
Mr. R. M. Patne , AGP for respondent no.1.
Mr. Vineet B. Naik for respondents 2, 3,6,7,&8.

CORAM: S. B. MHASE J.
DATE:20/04/2006

P.C.:

Already a suit for partition as against the co-sharers and donors is filed. The co-sharers and donors have even donated the property to the Trust and the trust has disposed of the said property. The Trust and the transferors from the Trust are not likely to get a better title than the donors. It is brought to the notice of this court that the order dated 27.4.2004 passed by the Charity Commissioner, which is challenged in this petition has been already executed by the parties by execution of a deed of conveyance in favour of the purchaser. Therefore nothing survives in this petition. Petition is accordingly dismissed.

(S. B. MHASE J.)